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8 **UNITED STATES DISTRICT COURT**
9 **WESTERN DISTRICT OF WASHINGTON**
10 **AT TACOMA**

11 RICHARD GERALD ORR,

12 Plaintiff,

13 v.

14 GARY E. LUCAS, JACKIE BATTIES,
MICHAEL ANDERSON, and JACK
HUFF,

15 Defendants.

16 NO. C10-5648 RBL/KLS

17 ORDER GRANTING EXTENSION OF
18 TIME TO RESPOND TO
19 DEFENDANTS' MOTION FOR MORE
DEFINITE STATEMENT

20 Before the court is Plaintiff's motion for an extension of time to respond to
21 Defendants' Motion for More Definite Statement. ECF No. 19. Having considered the
22 motion and Defendants' opposition, the court finds that the motion should be granted.

23 **DISCUSSION**

24 On October 28, 2010, Defendants filed a Motion for More Definite Statement. ECF
25 No. 16. On November 3, 2010, the court ordered Plaintiff to notify the court and opposing
26 parties of his current address and struck the noting date of Defendants' motion. ECF No. 17.
The court stated that Defendants would re-note their motion after Plaintiff provided his current
address. *Id.* On November 10, 2010, Plaintiff filed his motion requesting a ninety day

1 extension of time within which to respond to Defendants' motion. ECF No. 19. Defendants
2 filed a Motion for More Definite Statement on November 23, 2010. The motion is currently
3 noted for December 17, 2010. ECF No. 21.

4 Plaintiff states that he requires the ninety day extension in part because his legal work
5 was taken from him and that he cannot obtain it until he is released from the Linn County Jail
6 in Albany, Oregon. *Id.* Defendants oppose a ninety day extension but are not opposed to a
7 thirty day extension. ECF No. 22.

8 Upon review of Plaintiff's motion, Defendants' opposition, and balance of the record,
9 the court finds that Plaintiff's requested extension is reasonable.

10 Accordingly, it is **ORDERED**:

11 (1) Plaintiff's motion for an extension (ECF No. 19) is **GRANTED**; Plaintiff shall
12 file his response to Defendants' motion for more definite statement **on or before March 7,**
13 **2011.**

14 (2) Plaintiff shall immediately notify the Court of any change in his address.

15 (3) The Clerk shall **re-note** Defendants' motion for more definite statement (ECF
16 No. 21) for **March 11, 2011**, shall send copies of this Order to Plaintiff and counsel for
17 Defendants, and shall send a copy of the complaint (ECF No. 5) to Plaintiff.

18 DATED this 2nd day of December, 2010.

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Karen L. Strombom
United States Magistrate Judge